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**VIA ECF**

February 6, 2012

Honorable A. Kathleen Tomlinson  
United States District Court  
Eastern District of New York  
100 Federal Plaza, P.O. Box 9014  
Central Islip, NY 11722-9014

*Re: David Assif, Individually, and on Behalf of All Others Similarly  
Situating v. Titleserv Inc. and Settlement Corp.*  
Case No. 08 cv 4951

Dear Honorable Judge Tomlinson:

Plaintiff writes to provide a status report per the Court's Order dated January 31, 2012. Plaintiffs filed this case on July 5, 2011 and served Defendants on July 20, 2011. Defendants have not filed an answer. This case was filed as a putative collective action. Plaintiffs, therefore, request until March 14, 2012 to file a motion for class certification. Plaintiffs will subsequently request a default judgment.

Sincerely,

/s/ Erik H. Langeland  
Erik H. Langeland